

DISPOSITION: 1-10-63. Default—delivered to a public institution for use as animal feed.

28712. Self rising flour. (F.D.C. No. 48409. S. No. 1-614 V.)

QUANTITY: 807 25-lb. bags at Lake City, S.C.

SHIPPED: Between 10-24-62 and 10-31-62, from Laurinburg, N.C., by Laurinburg Milling Co.

ACCOMPANYING LABELING: (Bag) "Enriched * * * Snow Lily Superlative Self Rising Flour * * * Manufactured By Laurinburg Milling Co. Laurinburg, N.C."

LIBELED: 12-13-62, E. Dist. S.C.

CHARGE: 402(a) (3)—contained insects and insect parts; and 402(a) (4)—prepared and packed under insanitary conditions.

DISPOSITION: 3-13-63. Default—delivered to a State institution for use as livestock feed.

28713. Flour. (F.D.C. No. 47079. S. Nos. 57-423/5 R.)

INFORMATION FILED: 6-5-62, S. Dist. Fla., against Certified Grocers of Florida, Inc., Ocala, Fla., and Hal W. Lively, general manager.

ALLEGED VIOLATION: Between 2-10-61 and 4-11-61, while quantities of flour were being held for sale after shipment in interstate commerce, the defendants caused the flour to be held in a building that was accessible to rodents, birds, and insects and to be exposed to contamination by rodents, birds, and insects, which acts resulted in the flour being adulterated.

CHARGE: 402(a) (3)—contained rodent urine; and 402(a) (4)—held under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 4-19-63. Corporation—\$150 fine; individual—\$100 fine.

28714. Pastry flour. (F.D.C. No. 47309. S. Nos. 97-625 R, 9-507 T.)

INFORMATION FILED: 8-31-62, N. Dist. Ohio, against Beloit Milling Co., and Guy L. Coppock, president and treasurer.

SHIPPED: 8-7-61 and 8-18-61, from Beloit, Ohio, to Braddock, Pa.

LABEL IN PART: (Bag) "Beloit City Mills Fancy Pastry Flour White Rose 50 Lbs. Net Milled by Beloit Milling Co. Beloit, Ohio."

CHARGE: 402(a) (3)—contained insects and insect fragments; and 402(a) (4)—prepared and packed under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 12-13-62. Corporation—\$500 fine; individual—\$250 fine suspended.

MACARONI AND NOODLE PRODUCTS*

28715. Macaroni products. (F.D.C. No. 47347. S. Nos. 47-713 T, 47-715 T.)

INFORMATION FILED: 12-14-62, E. Dist. Mo., against Thriftee Food Stores, a partnership, Washington, Mo., and Clarence B. Young, a partner.

ALLEGED VIOLATIONS: Between 5-26-60 and 10-12-61, while quantities of macaroni products were being held for sale after shipment in interstate commerce, the defendants caused the articles to be held in a building that was

*See also No. 28784.

accessible to insects and to be exposed to contamination by insects, which acts resulted in the articles being adulterated.

CHARGE: 402(a)(4)—held under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 3-15-63. Partnership and individual fined \$250 each.

28716. Egg noodles. (F.D.C. No. 46952. S. Nos. 2-370/1 T.)

QUANTITY: 2,601 cases, 4 5-lb. boxes each, at Forest Park, Ga.

SHIPPED: 2-1-61, from Brooklyn, N.Y., by Paramount Macaroni Manufacturing Co., Inc.

LABEL IN PART: (Box) "Noodles, Egg * * * Paramount Macaroni Mfg. Co. Inc., Brooklyn, N.Y."

LIBELED: 2-1-62, N. Dist. Ga.

CHARGE: 402(b)(1)—when shipped, the valuable constituent, egg or egg yolk solids, had been in whole or in part omitted from the article; and 403(g)(1)—the article failed to conform to the definition and standard of identity for egg noodles since the total solids of the article contained less than 5.5 percent by weight of the solids of egg or egg yolk.

DISPOSITION: 3-29-62. Default—the article was ordered destroyed since examination subsequent to seizure disclosed that it contained insects.

28717. Egg noodles. (F.D.C. No. 46956. S. No. 43-346 T.)

QUANTITY: 3,928 cases, 4 5-lb. boxes each, at New Cumberland, Pa.

SHIPPED: Between 5-24-61 and 6-21-61, from Brooklyn, N.Y., by Paramount Macaroni Manufacturing Co., Inc.

LABEL IN PART: (Box) "Noodles, Egg * * * Paramount Macaroni Mfg. Co. Inc., Brooklyn, New York."

RESULTS OF INVESTIGATION: Examination showed that the article failed to conform to the definition and standard of identity for egg noodles in that the total solids of the article contained less than 5.5 percent by weight of solids of egg or egg yolk.

LIBELED: 2-1-62, M. Dist. Pa.

CHARGE: 402(b)(1)—when shipped, the valuable constituent, egg or egg yolk solids, had been in whole or in part omitted from the article; and 403(g)(1)—the article failed to conform to the definition and standard of identity for egg noodles.

DISPOSITION: 5-19-62. Consent—delivered to Government for use as macaroni and not as egg noodles.

MISCELLANEOUS CEREALS AND CEREAL PRODUCTS

28718. Wheat. (Inj. No. 431.)

COMPLAINT FOR INJUNCTION FILED: 5-4-62, Dist. Wyo., against Tri-County Grain Co., a corporation, Chugwater and Slater, Wyo., and Harold Hellbaum, secretary-treasurer.

CHARGE: The complaint alleged that the defendants were engaged in operating a grain storage facility at Chugwater, Wyo., consisting of an elevator and including 8 steel tanks and 2 corrugated steel buildings, and a grain storage